

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

Date
City
Address

On or about _____, the City of _____ will submit a request to the HUD for the release of CDBG, HOPWA and HOME funds under Community Development Block Grant Program Act of 1974, Housing Opportunities for Persons with Aids Act of 1994, HOME Investment Partnerships Program (HOME), Title II of the Cranston-Gonzales National Affordable Housing Act of 1990, as amended, to undertake a project known as Consolidated Plan of 2005-2009 program known as Acquisition and rehabilitation of single family homes and rehabilitation of individual units in multi-family homes which qualify for categorical exclusions according to HUD environmental regulations at 24 CFR 58.35(a), throughout the City of _____, and in the case of HOPWA within the HUD approved EMSA, for the purpose of: to allow non-profit agencies to purchase and rehabilitate affordable housing units, and to allow the City of _____ to rehabilitate homes for low income home owners. The funding over a five year period is anticipated as follows: CDBG \$ _____; HOME \$ _____; HOPWA. The funds will be utilized for no more than _____ units during the five-year time frame.

The activities proposed are categorically excluded from National Environmental Policy Act requirements under HUD regulations at 24 CFR Part 58.35(a). An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at the City of _____ and may be examined or copied weekdays 9 A.M. to 4 P.M. The City will supplement this ERR with site specific reviews addressing such factors as Historic Preservation, Explosive and Flammable Operations, Airport Clear Zones, Toxic Substances and Hazardous Materials prior to approving any loan or grant under these programs.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the City of _____. All comments received by _____ will be considered by the City prior to authorizing submission of a request for release of funds.

RELEASE OF FUNDS

The City of _____ certifies to HUD that _____ in her capacity as NEPA Certifying Officer consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the City of _____ to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and the City of _____' certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer of the Responsible Entity (RE); (b) the RE has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to HUD at _____. Potential objectors should contact HUD to verify the actual last day of the objection period.
NEPA Certifying Officer name and title